

EXHIBIT MM

FD-941 (2-26-01)

CONSENT TO SEARCH COMPUTER(S)

I, Fin, have been asked by Special Agents of the

Federal Bureau of Investigation (FBI) to permit a complete search by the FBI or its designees of any and all computers,

any electronic and/or optical data storage and/or retrieval system or medium, and any related computer peripherals,

described below:

iPhone 7⁺ serial# [REDACTED] HF4K
CPU Make, Model & Serial Number (if available)

IMEI [REDACTED] 8088
Storage or Retrieval Media, Computer Peripherals

and located at _____, which I own, possess,

control, and/or have access to, for any evidence of a crime or other violation of the law. The required passwords, logins,

and/or specific directions for computer entry are as follows: _____.

I have been advised of my right to refuse to consent to this search, and I give permission for this search, freely and voluntarily, and not as the result of threats or promises of any kind.

I authorize those Agents to take any evidence discovered during this search, together with the medium in/on which it is stored, and any associated data, hardware, software and computer peripherals.

01/03/2019
Date

01/03/2019
Date

Fin
Signature

Kaitlyn Cedrone
Signature of Witness

Kaitlyn Cedrone
Printed Full Name of Witness

Boston, MA
Location

This is to certify that on 01/03/2019 at Residence Inn, Chelsea, MA,
Special Agents of the Federal Bureau of Investigation, U.S. Department of Justice, conducted a complete search of any
and all computers, any electronic and/or optical data storage and/or retrieval system, and any related computer peripherals.

I certify that ~~nothing~~ was removed from my custody by those Agents.

only iPhone
7+

(Signed)

Jim

Witnessed:™

Laura Sturges

Special Agent
Federal Bureau of Investigation
U.S. Department of Justice

Kaitlyn Cedrone

Special Agent
Federal Bureau of Investigation
U.S. Department of Justice

GPO U.S. GOVERNMENT PRINTING OFFICE: 2015-391-063

FD-597 (Rev. 4-13-2015)

Page 1 of 1

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION
Receipt for Property

Case ID: [REDACTED]

On (date) 01/03/2019

item (s) listed below were:

- ☐ Collected/Seized
☒ Received From
☐ Returned To
☐ Released To

(Name) Fin

(Street Address)

(City)

Description of Item (s): Iphone 7 +

serial # [REDACTED] HFYK

IMEI [REDACTED] 8088

01/03/19
KCReceived By: Kaitlyn Cedrone
(Signature)Received From: Fin
(Signature)

Printed Name/Title: Kaitlyn Cedrone

Printed Name/Title: FIN

GPO U.S. GOVERNMENT PRINTING OFFICE: 2015-391-063

FD-597 (Rev. 4-13-2015)

Page 1 of 1

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION
Receipt for Property

Case ID: [REDACTED]On (date) 01/03/2019

item (s) listed below were:

- ☐ Collected/Seized
☐ Received From
☒ Returned To
☐ Released To

(Name) FIN

(Street Address) _____

(City) _____

Description of Item (s): iphone 7+
serial # [REDACTED] HFYK
IMEI [REDACTED] 8088

01/03/2019
KC

Received By: FIN

(Signature)

Printed Name/Title: FINReceived From: Kaitlyn Cedrone

(Signature)

Printed Name/Title: Kaitlyn Cedrone
SPECIAL AGENT

FD-941 (2-26-01)

CONSENT TO SEARCH COMPUTER(S)

I, Fin, have been asked by Special Agents of the Federal Bureau of Investigation (FBI) to permit a complete search by the FBI or its designees of any and all computers, any electronic and/or optical data storage and/or retrieval system or medium, and any related computer peripherals, described below:

iPhone 7+ imei [REDACTED] 8088
CPU Make, Model & Serial Number (if available)
serial # [REDACTED] HFYK
Storage or Retrieval Media, Computer Peripherals

and located at Residence Inn, Chelsea, MA, which I own, possess, control, and/or have access to, for any evidence of a crime or other violation of the law. The required passwords, logins, and/or specific directions for computer entry are as follows: 0918.

I have been advised of my right to refuse to consent to this search, and I give permission for this search, freely and voluntarily, and not as the result of threats or promises of any kind.

I authorize those Agents to take any evidence discovered during this search, together with the medium in/on which it is stored, and any associated data, hardware, software and computer peripherals.

2/15/19
Date

02/15/2019
Date

[Signature]
Signature

Kaitlyn Cedrone
Signature of Witness

Kaitlyn Cedrone
Printed Full Name of Witness

Chelsea, MA
Location

This is to certify that on 02/15/2019 at Residence Inn
Chelsea, MA
Special Agents of the Federal Bureau of Investigation, U.S. Department of Justice, conducted a complete search of any
and all computers, any electronic and/or optical data storage and/or retrieval system, and any related computer peripherals.

I certify that ~~nothing~~ was removed from my custody by those Agents.

only iPhone 7+

(Signed)

Jun

Witnessed: "

Kaitlyn Cedrone

Special Agent
Federal Bureau of Investigation
U.S. Department of Justice

Laura Smith

Special Agent
Federal Bureau of Investigation
U.S. Department of Justice

GPO U.S. GOVERNMENT PRINTING OFFICE: 2015-391-063

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UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION
Receipt for Property

Case ID: [REDACTED]

On (date) 02/15/2019

item (s) listed below were:

- ☐ Collected/Seized
☒ Received From
☐ Returned To
☐ Released To

(Name) Fin

(Street Address)

(City)

Description of Item (s): Iphone 7+

Imei [REDACTED] 88088

serial # [REDACTED] HFYK

KC
02/15/2019

Received By:

Kaitlyn Cedrone
(Signature)

Received From:

Fin
(Signature)

Printed Name/Title:

Kaitlyn Cedrone
Special Agent

Printed Name/Title:

Fin

GPO U.S. GOVERNMENT PRINTING OFFICE: 2015-391-063

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UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION
Receipt for Property

Case ID: [REDACTED]

On (date) 02/15/2019

item (s) listed below were:

- ☐ Collected/Seized
☐ Received From
☒ Returned To
☐ Released To

(Name) Fin

(Street Address)

(City)

Description of Item (s): Iphone 7+

Imei [REDACTED] 8088

Serial # [REDACTED] HFYK

KC
02/15/2019Received By: Fin
(Signature)

Printed Name/Title: Fin

Received From: Kaitlyn Cedrone
(Signature)Printed Name/Title: Kaitlyn Cedrone
Special Agent

FD-941 (2-26-01)

CONSENT TO SEARCH COMPUTER(S)

I, Fin, have been asked by Special Agents of the Federal Bureau of Investigation (FBI) to permit a complete search by the FBI or its designees of any and all computers, any electronic and/or optical data storage and/or retrieval system or medium, and any related computer peripherals, described below:

iPhone 7+ ; Imei [REDACTED] 8088
 CPU Make, Model & Serial Number (if available)
Serial # [REDACTED] HFYK
 Storage or Retrieval Media, Computer Peripherals

and located at Residence Inn, Chelsea, MA, which I own, possess, control, and/or have access to, for any evidence of a crime or other violation of the law. The required passwords, logins, and/or specific directions for computer entry are as follows: _____.

I have been advised of my right to refuse to consent to this search, and I give permission for this search, freely and voluntarily, and not as the result of threats or promises of any kind.

I authorize those Agents to take any evidence discovered during this search, together with the medium in/on which it is stored, and any associated data, hardware, software and computer peripherals.

2/28/2019
 Date

02/28/2019
 Date

Jim
 Signature

Kaitlyn Cedrone
 Signature of Witness

Kaitlyn Cedrone
 Printed Full Name of Witness

Chelsea, MA
 Location

This is to certify that on 02/28/2019 at 9:30 am

Special Agents of the Federal Bureau of Investigation, U.S. Department of Justice, conducted a complete search of any and all computers, any electronic and/or optical data storage and/or retrieval system, and any related computer peripherals.

I certify that ~~nothing~~ was removed from my custody by those Agents.

iPhone 7+

(Signed)

Jim

Witnessed:

Kaitlyn Cedrone

Special Agent
Federal Bureau of Investigation
U.S. Department of Justice

Laura Smith

Special Agent
Federal Bureau of Investigation
U.S. Department of Justice

GPO U.S. GOVERNMENT PRINTING OFFICE: 2015-391-063

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UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION
Receipt for Property

Case ID: [REDACTED]On (date) 02/28/2019

item (s) listed below were:

- ☐ Collected/Seized
☒ Received From
☐ Returned To
☐ Released To

(Name) Fin

(Street Address) _____

(City) _____

Description of Item (s): iPhone 7+Imei [REDACTED] 8088serial # [REDACTED] HFYK

KC
02/28/2019

Received By: Kaitlyn Cedrone

(Signature)

Received From: Fin

(Signature)

Printed Name/Title: Kaitlyn CedroneSpecial AgentPrinted Name/Title: Fin

FD-597 (Rev. 4-13-2015)

Page 1 of 1

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION
Receipt for Property

Case ID: [REDACTED]

On (date) 02/28/2019

item (s) listed below were:

- ☐ Collected/Seized
☐ Received From
☒ Returned To
☐ Released To

(Name) Fin

(Street Address)

(City)

Description of Item (s): iPhone 7+
Imei [REDACTED] 8088
Serial # [REDACTED] HFYK

KC
02/28/2019

Received By: Fin

(Signature)

Printed Name/Title: Fin

Received From: Kaitlyn Cedrone

(Signature)

Printed Name/Title: Kaitlyn Cedrone

Special Agent

FD-941 (2-26-01)

CONSENT TO SEARCH COMPUTER(S)

I, Fin, have been asked by Special Agents of the Federal Bureau of Investigation (FBI) to permit a complete search by the FBI or its designees of any and all computers, any electronic and/or optical data storage and/or retrieval system or medium, and any related computer peripherals, described below:

iPhone 7+; imei [REDACTED] 8088
CPU Make, Model & Serial Number (if available)

Serial # [REDACTED] +FYK
Storage or Retrieval Media, Computer Peripherals

and located at Residence Inn, Chelsea, MA, which I own, possess, control, and/or have access to, for any evidence of a crime or other violation of the law. The required passwords, logins, and/or specific directions for computer entry are as follows: _____.

I have been advised of my right to refuse to consent to this search, and I give permission for this search, freely and voluntarily, and not as the result of threats or promises of any kind.

I authorize those Agents to take any evidence discovered during this search, together with the medium in/on which it is stored, and any associated data, hardware, software and computer peripherals.

Date

03/11/2019
Date

Signature

Signature of Witness

Printed Full Name of Witness

Location

Fin

Kaitlyn Cedrone

Kaitlyn Cedrone

Chelsea, MA

This is to certify that on 03/11/2019 at 8:40 am

Special Agents of the Federal Bureau of Investigation, U.S. Department of Justice, conducted a complete search of any and all computers, any electronic and/or optical data storage and/or retrieval system, and any related computer peripherals.

I certify that ~~nothing~~ was removed from my custody by those Agents.

iPhone 7+

(Signed)

Jim

Witnessed:

Hailey Cedrone

Special Agent
Federal Bureau of Investigation
U.S. Department of Justice

Elizabeth Keating

Special Agent IRS-CI
Federal Bureau of Investigation
U.S. Department of Justice

FD-597 (Rev. 4-13-2015)

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UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION
Receipt for Property

Case ID: [REDACTED]

On (date) 03/11/2019

item (s) listed below were:

- ☐ Collected/Seized
☒ Received From
☐ Returned To
☐ Released To

(Name) Fin

(Street Address) -

(City) -

Description of Item (s): Iphone 7+; imei [REDACTED] 88088
serial # [REDACTED] HFYK

KC
03/11/2019

Received By:

Kaitlyn Cedrone
(Signature)

Received From:

Fin

(Signature)

Printed Name/Title:

Kaitlyn Cedrone
Special Agent

Printed Name/Title:

Fin

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION
Receipt for Property

Case ID: [REDACTED]

On (date) 03/11/2019

item (s) listed below were:

- ☐ Collected/Seized
☐ Received From
☒ Returned To
☐ Released To

(Name) Fin

(Street Address)

(City)

Description of Item (s): iPhone 7+, imei [REDACTED] 8088

Serial # [REDACTED] HFYK

KC
03/11/2019

Received By:

Fin
(Signature)

Received From:

Kaitlyn Cedrone
(Signature)

Printed Name/Title:

Fin

Printed Name/Title:

Kaitlyn Cedrone
Special Agent

FD-26 (Rev. 7-20-94)

DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

CONSENT TO SEARCH

1. I have been asked by Special Agents of the Federal Bureau of Investigation to permit a complete search of:

(Describe the person(s), place(s), or thing(s) to be searched.)

Iphone 7plus

serial number

IMEI

HFYK

308 8

KC
10/05/2018

2. I have been advised of my right to refuse consent.
3. I give this permission voluntarily.
4. I authorize these agents to take any items which they determine may be related to their investigation.

Oct 5 2018
Date

Witness

Rich Singer
Signature

Kathlyn Cedrone

This is to certify that on _____ at _____
Special Agents of the Federal Bureau of Investigation, U. S. Department of Justice, conducted a
search of _____.
I certify that nothing was removed from my custody by Special Agents of the Federal Bureau of
Investigation, U. S. Department of Justice.

(Signed) _____

Witnessed:

Special Agent
Federal Bureau of Investigation
U. S. Department of Justice

Special Agent
Federal Bureau of Investigation
U. S. Department of Justice

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Page 1 of 1

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION
Receipt for Property

Case ID: [REDACTED]On (date) 10/5/2018

item (s) listed below were:

- ☐ Collected/Seized
☒ Received From
☐ Returned To
☐ Released To

(Name) Rick Singer

(Street Address) _____

(City) _____

Description of Item (s): Iphone 7 plus
serial number [REDACTED] HFYK
IMEI [REDACTED] 808 8

KC
10/5/2018

Received By: Kaitlyn Cedrone

(Signature)

Received From: Rick Singer

(Signature)

Printed Name/Title: Kaitlyn Cedrone
Special Agent

Printed Name/Title: Rick Singer

11

FD-597 (Rev. 4-13-2015)

Page 1 of 1UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Receipt for Property

Case ID: [REDACTED]On (date) 10/5/2018

item (s) listed below were:

- ☐ Collected/Seized
☐ Received From
☒ Returned To
☐ Released To

(Name) Rick Singer

(Street Address) _____

(City) _____

Description of Item (s): Iphone 7 plusserial number [REDACTED]HFYKIMEI [REDACTED]808 8KC10/5/2018Received By: Rick Singer

(Signature)

Printed Name/Title: Rick SingerReceived From: Kaitlyn Cedrone

(Signature)

Printed Name/Title: Kaitlyn CedroneSpecial Agent

SINGER-VOL002-000366

FD-941 (2-26-01)

CONSENT TO SEARCH COMPUTER(S)

I, Fin, have been asked by Special Agents of the Federal Bureau of Investigation (FBI) to permit a complete search by the FBI or its designees of any and all computers, any electronic and/or optical data storage and/or retrieval system or medium, and any related computer peripherals, described below:

iphone 7 plus serial# [REDACTED] HFYK
CPU Make, Model & Serial Number (if available)

IMEI [REDACTED] 3088
Storage or Retrieval Media, Computer Peripherals

and located at Marriott Residence Inn Chelsea, which I own, possess, control, and/or have access to, for any evidence of a crime or other violation of the law. The required passwords, logins, and/or specific directions for computer entry are as follows: 0918

I have been advised of my right to refuse to consent to this search, and I give permission for this search, freely and voluntarily, and not as the result of threats or promises of any kind.

I authorize those Agents to take any evidence discovered during this search, together with the medium in/on which it is stored, and any associated data, hardware, software and computer peripherals.

11/1/2018
Date

Date

[Signature]
Signature

Signature of Witness

Printed Full Name of Witness

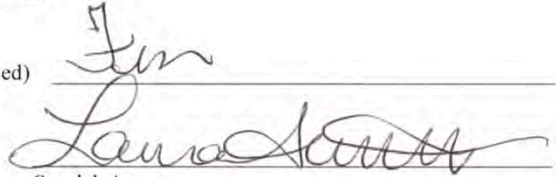
Location

This is to certify that on November 1, 2018 at 8:17am

Special Agents of the Federal Bureau of Investigation, U.S. Department of Justice, conducted a complete search of any and all computers, any electronic and/or optical data storage and/or retrieval system, and any related computer peripherals.

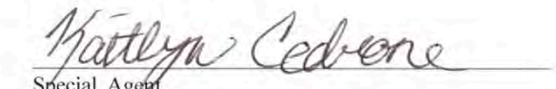
I certify that ^{my iPhone 7 plus}~~nothing~~ was removed from my custody by those Agents.

(Signed)



Special Agent
Federal Bureau of Investigation
U.S. Department of Justice

Witnessed:



Special Agent
Federal Bureau of Investigation
U.S. Department of Justice



GPO U.S. GPO: 2016-395-373

FD-597 (Rev. 4-13-2015)

Page 1 of 1

**UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION
Receipt for Property**

Case ID: [REDACTED]

On (date) 11/1/2018

item (s) listed below were:

- ☐ Collected/Seized
☒ Received From
☐ Returned To
☐ Released To

(Name) Fin(Street Address) Marriott Residence Inn(City) Chelsea, MA

Description of Item (s):

iphone 7 plusCharger for phoneserial # [REDACTED] 7HFYKIMEI [REDACTED] 3088

*Nothing further
 Laura Smith*

Received By:

Laura Smith
 (Signature)

Received From:

Fin
 (Signature)

Printed Name/Title:

Laura Smith Smith

Printed Name/Title:

Fin

GPO U.S. GPO: 2016-395-373

FD-597 (Rev. 4-13-2015)

Page 1 of 1

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION
Receipt for Property

Case ID: [REDACTED]

On (date) 11/1/2018

item (s) listed below were:

- ☐ Collected/Seized
☐ Received From
☒ Returned To
☐ Released To

(Name) Fin

(Street Address) Marriott Residence Inn

(City) Chelsea, MA

Description of Item (s):

iphone 7 plus

Charger for iphone

Serial # [REDACTED] 7HFK

IMEI [REDACTED] 8088

Received By:

Fin

(Signature)

Printed Name/Title:

Fin

Received From:

Laura Smith

(Signature)

Printed Name/Title:

Laura Smith

SINGER-VOL002-000371

FD-941 (2-26-01)

CONSENT TO SEARCH COMPUTER(S)

I, Fin, have been asked by Special Agents of the Federal Bureau of Investigation (FBI) to permit a complete search by the FBI or its designees of any and all computers, any electronic and/or optical data storage and/or retrieval system or medium, and any related computer peripherals, described below:

iPhone 7 plus, serial [REDACTED] HFYK
CPU Make, Model & Serial Number (if available)

IMEI [REDACTED] 8088
Storage or Retrieval Media, Computer Peripherals

and located at Residence Inn, Chelsea, MA, which I own, possess, control, and/or have access to, for any evidence of a crime or other violation of the law. The required passwords, logins, and/or specific directions for computer entry are as follows: _____

I have been advised of my right to refuse to consent to this search, and I give permission for this search, freely and voluntarily, and not as the result of threats or promises of any kind.

I authorize those Agents to take any evidence discovered during this search, together with the medium in/on which it is stored, and any associated data, hardware, software and computer peripherals.

11/29/18
Date

11/29/2018
Date

Fin

Signature

Kaitlyn Cedrone
Signature of Witness

Kaitlyn Cedrone
Printed Full Name of Witness

Residence Inn, Chelsea, MA
Location

This is to certify that on 11/29/2018 at Residence Inn,
Chelsea, MA

Special Agents of the Federal Bureau of Investigations, U.S. Department of Justice, conducted a complete search of any
and all computers, any electronic and/or optical data storage and/or retrieval system, and any related computer peripherals.

I certify that ~~nothing~~ was removed from my custody by those Agents.

iPhone 7 plus

(Signed)

Lin

Witnessed:

Kaitlyn Cedrone

Special Agent
Federal Bureau of Investigation
U.S. Department of Justice

Lana Smith

Special Agent
Federal Bureau of Investigation
U.S. Department of Justice



GPO U.S. GPO: 2016-395-373

FD-597 (Rev. 4-13-2015)

Page 1 of 1

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION
Receipt for Property

Case ID: [REDACTED]

On (date) 11/29/18

item (s) listed below were:

- ☐ Collected/Seized
☒ Received From
☐ Returned To
☐ Released To

(Name) _____

(Street Address) _____

(City) _____

Description of Item (s): iPhone 7 plus

Serial [REDACTED] HFYK

IMEI [REDACTED] 8088

KC
11/29/18

Received By:

Kaitlyn Cedrone
(Signature)

Received From:

Fin
(Signature)

Printed Name/Title:

Kaitlyn Cedrone

Printed Name/Title:

Fin



GPO U.S. GPO: 2016-395-373

FD-597 (Rev. 4-13-2015)

Page 1 of 1

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION
Receipt for Property

Case ID: [REDACTED]

On (date) 11/29/18

item (s) listed below were:

- ☐ Collected/Seized
☐ Received From
☒ Returned To
☐ Released To

(Name) _____

(Street Address) _____

(City) _____

Description of Item (s):

Iphone 7 plusSerial[REDACTED] HF4KIMEI[REDACTED] 8088

KC
11/29/18

Received By: Fin Yun

(Signature)

Received From: Kaitlyn Cedrone

(Signature)

Kaitlyn Cedrone

SINGER-VOL002-000375



GPO: U.S. GPO: 2016-395-373

FD-597 (Rev. 4-13-2015)

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UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION
Receipt for Property

Case ID: [REDACTED]

On (date) 10/31/2018

item (s) listed below were:

- ☒ Collected/Seized
☐ Received From
☐ Returned To
☐ Released To

(Name) _____

(Street Address) _____

(City) _____

Description of Item (s): LG Black cell phone

IMEI [REDACTED] 6533

Model # LG-M150

KC
11/27/2018Received By: Kathryn Cedrone
(Signature)Received From: Jim
(Signature)

Printed Name/Title: Kathryn Cedrone

Printed Name/Title: Jim

September 20, 2018

Re: Consensual Monitoring of Wireless Phone by Law Enforcement

Dear:

Kindly accept this correspondence as confirmation of representations made by the Department of Justice (DOJ) and the **Federal Bureau of Investigation (FBI)** regarding the consensual monitoring of mobile phones for law enforcement purposes pursuant to 18 U.S.C. § 2511 (2)(c). The specific phone referenced in this letter for AT&T's assistance in conducting consensual monitoring is an AT&T cellular telephone assigned telephone number [REDACTED] 8802.

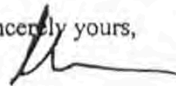
Pursuant to 18 U.S.C. § 2501 *et seq.*, the law enforcement agencies of the Department of Justice sometimes consensually monitor the wire and electronic communications of confidential informants and other parties in order to gather information for their criminal investigations. As you know, consent of one of the parties to a communication is sufficient under the law to permit monitoring without court order. Even though consensual monitoring does not require a judge's authorization, given the portability of cellular phones and possibility of civil liability arising from someone other than the consenting party using the phone, AT&T has been requiring prosecutors to obtain a court order before permitting consensual monitoring.

Since we are aware of your concerns regarding the portability, and correspondingly the common transfer of mobile phones to non-consenting third parties, the **DOJ/FBI** propose that with consensual monitoring under 18 U.S.C. § 2511, consenting parties will be required to sign a consent and acknowledgment form pledging that the target phone will not be used by anyone else, including the uses of cell phone photography and text messaging. A sample copy of this form is attached.

After a thorough review of current applicable law, it is the position of the **DOJ/FBI** that an order is not required when a party to a communication consents to the monitoring, even when that phone used is inherently mobile; however, since the **DOJ/FBI** also recognizes the rights of third parties should be protected, the consenting party will be required to read and sign a statement pledging that the phone shall not be used by any other party.

We hope that this information assuages AT&T's concerns. Should you have any additional questions, please do not hesitate to contact us. Thank you for your anticipated cooperation in this matter.

Sincerely yours,



AUSA Signature

ERIC S. ROSEN

AUSA Printed Name

CONSENT AND ACKNOWLEDGEMENT

I, RICK SINGER, hereby state that:

1. I consent to the interception and recording of any and all communications made by me over all telephones, cellular or otherwise, provided to or made available to me by law enforcement agents in connection with actions taken by me in connection with law enforcement agents. My consent extends to all communications over any such phone, whether or not that communication relates to a criminal investigation, to any and all messages left on any voicemail feature of any such phone, photographs taken using the phone, and text messaging. I further consent to the disclosure of any information or records regarding such communications to law enforcement agents.

2. I acknowledge that I have been instructed that any cellular telephones provided to me in the course of my activities are to be used only by me, and that I am not authorized to allow any other person to make, receive or participate in telephone calls involving those telephones as defined above in which I am not a participant.

Date: 9/27/18

Rick Singer
Signature

Rick Singer
Printed Name

Don H. Heller
Witness/Interpreter Signature

Donald H. Heller
Witness/Interpreter Printed Name

December 17, 2018

Re: Consensual Monitoring of Wireless Phone by Law Enforcement

Dear AT&T:

Kindly accept this correspondence as confirmation of representations made by the Department of Justice (DOJ) and the **Federal Bureau of Investigation (FBI)** regarding the consensual monitoring of mobile phones for law enforcement purposes pursuant to 18 U.S.C. § 2511 (2)(c). The specific phone referenced in this letter for AT&T's assistance in conducting consensual monitoring is an AT&T cellular telephone assigned telephone number [REDACTED] 8802

Pursuant to 18 U.S.C. § 2501 *et seq.*, the law enforcement agencies of the Department of Justice sometimes consensually monitor the wire and electronic communications of confidential informants and other parties in order to gather information for their criminal investigations. As you know, consent of one of the parties to a communication is sufficient under the law to permit monitoring without court order. Even though consensual monitoring does not require a judge's authorization, given the portability of cellular phones and possibility of civil liability arising from someone other than the consenting party using the phone, AT&T has been requiring prosecutors to obtain a court order before permitting consensual monitoring.

Since we are aware of your concerns regarding the portability, and correspondingly the common transfer of mobile phones to non-consenting third parties, the **DOJ/FBI** propose that with consensual monitoring under 18 U.S.C. § 2511, consenting parties will be required to sign a consent and acknowledgment form pledging that the target phone will not be used by anyone else, including the uses of cell phone photography and text messaging. A sample copy of this form is attached.

After a thorough review of current applicable law, it is the position of the **DOJ/FBI** that an order is not required when a party to a communication consents to the monitoring, even when that phone used is inherently mobile; however, since the **DOJ/FBI** also recognizes the rights of third parties should be protected, the consenting party will be required to read and sign a statement pledging that the phone shall not be used by any other party.

We hope that this information assuages AT&T's concerns. Should you have any additional questions, please do not hesitate to contact us. Thank you for your anticipated cooperation in this matter.

Sincerely Yours

Eric S. Rosen

AUSA Signature

Eric S. Rosen

AUSA Printed Name

CONSENT AND ACKNOWLEDGEMENT

I, Rick Singer hereby state that:

1. I consent to the interception and recording of any and all communications made by me over all telephones, cellular or otherwise, provided to or made available to me by law enforcement agents in connection with actions taken by me in connection with law enforcement agents. My consent extends to all communications over any such phone, whether or not that communication relates to a criminal investigation, to any and all messages left on any voicemail feature of any such phone, photographs taken using the phone, and text messaging. I further consent to the disclosure of any information or records regarding such communications to law enforcement agents.

2. I acknowledge that I have been instructed that any cellular telephones provided to me in the course of my activities are to be used only by me, and that I am not authorized to allow any other person to make, receive or participate in telephone calls involving those telephones as defined above in which I am not a participant.

Date: 12/24/2018

Rick Singer
Signature

Rick Singer
Printed Name

[Signature]
Witness

[Signature]
Witness/Interpreter